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**ORIGINAL**

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
FORT WORTH DIVISION

FILE NUMBER: 4:03-226-A

403 cr 226 A

U.S. DISTRICT COURT  
NORTHERN DISTRICT OF TEXAS

**FILED**

MAR 27 2006

11:04

CLERK, U.S. DISTRICT COURT

By \_\_\_\_\_ Deputy

UNITED STATES OF AMERICA

v.

MICHAEL LAWRENCE MILLER

**AFFIDAVIT IN SUPPORT  
OF MOTION TO PROCEED  
IN FORMA PAUPERIS**

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Your Affiant, Michael L. Miller, being duly sworn on oath, deposes and states:

1. I am submitting this Affidavit in good faith and in support for a court order waiving court fees and cost in connection with my criminal case and obtaining copies of court transcripts, discovery, and all other evidence in order to pursue a constitutional right to challenge my sentence and judgment.
2. I am currently incarcerated at the Federal Medical Center-Devens, 42 Patton Road, P O Box 879, Ayer, MA 01432.
3. I am currently unemployed, except for prison pay program. I have no other source of income. (see copy of inmate account)
4. I currently have no cash in my possession. My only assets are contained in my prison account which currently has \$ 10.92. I do not own any vehicles, real estate, or personal property of any significant value.
5. I will not be paying an attorney any money for services in connection with this case, including the completion of this form.
6. I have not paid or will not be paying anyone else such as; paralegal or typist any money for services in connection with this case or completion of this form.
7. I am unmarried and have no martial property.
8. I am not a member of the Armed Services.
9. That I am unable to pay costs and expenses of this proceeding

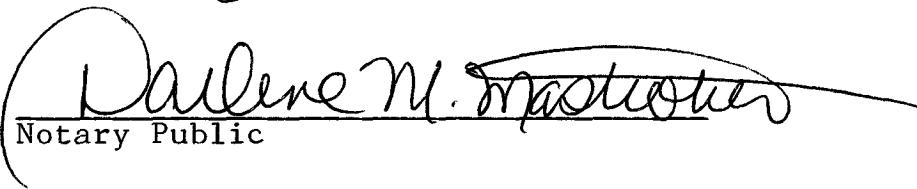
or to give security for such costs and expenses.

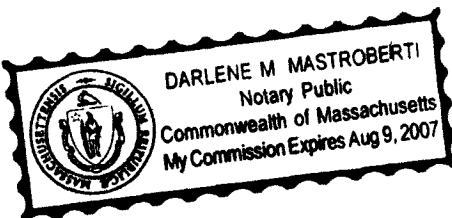
I swear or affirm under penalty of perjury that, because of my poverty, I cannot prepay the docket fees, copy fees, transcription fees/costs or post a bond for them. I believe I am entitled to redress. I swear or affirm under penalty of perjury under the United States laws that my answers on this affidavit are true and correct (28 U.S.C.1746; 18 U.S.C. 1621)

Dated: March 22, 2006

  
Michael Lawrence Miller  
Federal Medical Center-Devens  
42 Patton RD, PO Box 879  
Ayer, Massachusetts 01432

Subscribed and sworn to before  
me, this 22<sup>nd</sup> day of March, 2006.

  
Darlene M. Mastroberti  
Notary Public



**All Transactions**
 PRINT

**Inmate Reg #:** 30412177      **Current Institution:** Devens FMC  
**Inmate Name:** MILLER, MICHAEL      **Housing Unit:** G SOMP  
**Report Date:** 03/17/2006      **Living Quarters:** G02-218U  
**Report Time:** 2:18:58 PM

<u>Date/Time</u>	<u>User Id</u>	<u>Transaction Type</u>	<u>Amount</u>	<u>Ref#</u>	<u>Payment#</u>	<u>Balance</u>
3/14/2006 2 07:03 AM	AMSERVICE	DHO Rest/Other	(\$7.02)	FDEVD093		\$10.92
3/14/2006 2 07:03 AM	AMSERVICE	Debt Encumbrance - Released	\$7.02	FDEVD093 - 472		
3/13/2006 8:41:39 AM	DEV2004	FRP Quarterly Pymt	(\$25.00)	ISO026		\$17.94
3/13/2006 8:39:26 AM	DEV2004	Debt Encumbrance	(\$7.02)	FDEVD093 - 472		
3/13/2006 8:39:26 AM	DEV2004	Payroll - IPP	\$42.85	FIPP0206		\$42.94
3/6/2006 1:22:03 PM	DEV3009	Sales	(\$0.94)	55		\$0.09
2/28/2006 1:12:09 PM	DEV3009	Sales	(\$2.85)	23		\$1.03
2/28/2006 10:05:54 AM	DEV5210	Inmate Co-pay	(\$2.00)	FICP0206		\$3.88
2/24/2006 10:39:02 PM	AMService	Phone Withdrawal	(\$5.00)	ITS0224		\$5.88
2/21/2006 7:57:09 PM	AMService	Phone Withdrawal	(\$3.00)	ITS0221		\$10.88
2/17/2006 9:12:18 AM	DEV2004	Legal Fees	(\$20.00)		566	\$13.88
2/16/2006 1:23:59 PM	DEV0002	Sales	(\$21.30)	41		\$33.88
2/14/2006 5:07:11 PM	AMService	Phone Withdrawal	(\$5.00)	ITS0214		\$55.18
2/11/2006 6:23:18 PM	AMService	Phone Withdrawal	(\$5.00)	ITS0211		\$60.18
2/10/2006 7:00:32 AM	DEV2004	Payroll - IPP	\$64.81	FIPP0106		\$65.18
1/23/2006 5:09:27 PM	AMService	Phone Withdrawal	(\$1.00)	ITS0123		\$0.37
1/18/2006 4:30:28 PM	AMService	Phone Withdrawal	(\$6.00)	ITS0118		\$1.37
1/12/2006 5:48:00 PM	DEV3006	Sales	(\$29.60)	57		\$7.37
1/11/2006 2:26:27 PM	DEV2004	Legal Fees	(\$40.00)		423	\$36.97
1/10/2006 10:17:16 PM	AMService	Phone Withdrawal	(\$5.00)	ITS0110		\$76.97
1/9/2006 8:27:16 AM	DEV2004	Payroll - IPP	\$71.77	FIPP1205		\$81.97
1/4/2006 12:52:34 PM	DEV2004	Legal Fees	(\$20.00)		375	\$10.20
1/2/2006 4:56:44 PM	AMService	Phone Withdrawal	(\$5.00)	ITS0102		\$30.20
12/29/2005 5:15:36 PM	AMService	Phone Withdrawal	(\$1.00)	ITS1229		\$35.20
12/28/2005 5:41:07 AM	AMSERVICE	Lockbox - CD	\$10.00	70148202		\$36.20
12/27/2005 5:36:11 PM	AMService	Phone Withdrawal	(\$4.00)	ITS1227		\$26.20
12/27/2005 4:37:24 PM	AMService	Phone Withdrawal	(\$1.00)	ITS1227		\$30.20
12/27/2005 12:26:07 PM	DEV3007	Sales	(\$23.65)	28		\$31.20
12/23/2005 5:32:40 AM	AMSERVICE	Lockbox - CD	\$50.00	70148001		\$54.85
12/18/2005 6:41:08 PM	AMService	Phone Withdrawal	(\$2.00)	ITS1218		\$4.85
12/12/2005 5:45:06 PM	DEV3006	Sales	(\$23.85)	77		\$6.85
12/9/2005 8:20:43 PM	AMService	Phone Withdrawal	(\$7.00)	ITS1209		\$30.70
12/9/2005 8:28:31 AM	DEV2004	FRP Quarterly Pymt	(\$25.00)	ISO012		\$37.70
12/9/2005 8:08:23 AM	DEV2004	Payroll - IPP	\$55.24	FIPP1105		\$62.70
12/5/2005 5:12:16 PM	DEV3010	Sales	(\$7.35)	64		\$7.46
11/29/2005 6:07:38 PM	DEV3007	Sales	(\$36.00)	134		\$14.81
11/28/2005 4:58:53 PM	AMService	Phone Withdrawal	(\$3.00)	ITS1128		\$50.81
11/28/2005 5:36:23 AM	AMSERVICE	Lockbox - CD	\$50.00	70146003		\$53.81
11/26/2005 3:15:08 PM	AMService	Phone Withdrawal	(\$3.00)	ITS1126		\$3.81
11/22/2005 1:59:57 PM	DEV2004	Legal Fees	(\$20.00)		223	\$6.81
11/22/2005 1:34:42 PM	DEV2004	Legal Fees	\$20.00	185-V		\$26.81
11/21/2005 4:38:09 PM	AMService	Phone Withdrawal	(\$2.00)	ITS1121		\$6.81
11/19/2005 10:20:31 PM	AMService	Phone Withdrawal	(\$2.00)	ITS1119		\$8.81
11/18/2005 1:53:27 PM	DEV2004	Legal Fees	\$0.00			\$10.81
11/18/2005 1:53:23 PM	DEV2004	Legal Fees	(\$20.00)		185	\$10.81
11/14/2005 4:33:21 PM	AMService	Phone Withdrawal	(\$4.00)	ITS1114		\$30.81
11/14/2005 9:50:33 AM	DEV2004	Payroll - IPP	\$34.56	FIPP1005		\$34.81
11/8/2005 1:25:25 PM	DEV3002	Sales	(\$1.65)	17		\$0.25
11/8/2005 10:46:27 AM	DEV7601	Inmate Co-pay	(\$2.00)	FICP1105		\$1.90
11/4/2005 8:57:27 PM	AMService	Phone Withdrawal	(\$2.00)	ITS1104		\$3.90

**All Transactions** PRINT

Inmate Reg #:	30412177	Current Institution:	Devens FMC
Inmate Name:	MILLER, MICHAEL	Housing Unit:	G SOMP
Report Date:	03/17/2006	Living Quarters:	G02-218U
Report Time:	2:19:30 PM		

Date/Time	User Id	Transaction Type	Amount	Ref#	Payment#	Balance
10/24/2005 4:43:22 PM	AMService	Phone Withdrawal	(\$5.00)	ITS1024		\$5.90
10/19/2005 4:54:07 PM	AMService	Phone Withdrawal	(\$3.00)	ITS1019		\$10.90
10/18/2005 5:10:25 PM	DEV7601	Inmate Co-pay	\$2.00	6ICP1005-V		\$13.90
10/18/2005 5:09:00 PM	DEV7601	Inmate Co-pay	(\$2.00)	6ICP1005		\$11.90
10/18/2005 5:06:29 PM	DEV7601	Inmate Co-pay	(\$2.00)	6ICP1005		\$13.90
10/17/2005 5:09:40 PM	DEV3007	Sales	(\$34.65)	49		\$15.90
10/17/2005 5:18:54 AM	AMSERVICE	Lockbox - CD	\$50.00	70143303		\$50.55
10/16/2005 11:08:37 PM	AMService	Phone Withdrawal	(\$3.00)	ITS1016		\$0.55
10/16/2005 3:42:41 PM	DEV7601	Inmate Co-pay	(\$2.00)	6ICP1005		\$3.55
10/15/2005 1:19:51 PM	AMService	Phone Withdrawal	(\$2.00)	ITS1015		\$5.55
10/11/2005 11:30:39 AM	DEV3006	Sales	(\$27.90)	8		\$7.55
10/9/2005 9:52:36 PM	AMService	Phone Withdrawal	(\$5.00)	ITS1009		\$35.45
10/7/2005 9:08:47 AM	DEV2006	Payroll - IPP	\$40.42	5JV152		\$40.45
9/28/2005 7:10:58 PM	AMService	Phone Withdrawal	(\$6.00)	ITS0928		\$0.03
9/20/2005 5:56:06 PM	DEV3010	Sales	(\$19.25)	74		\$6.03
9/17/2005 5:00:44 PM	AMService	Phone Withdrawal	(\$3.00)	ITS0917		\$25.28
9/16/2005 11:03:01 AM	DEV7020	Sales	\$0.00	2		\$28.28
9/15/2005 10:39:26 AM	DEV2006	FRP Quarterly Pymt	(\$25.00)	ISO080		\$28.28
9/14/2005 12:23:24 PM	DEV0002	Books	(\$21.75)		1216	\$53.28
9/14/2005 12:23:23 PM	DEV0002	Legal Fees	(\$30.00)		1215	\$75.03
9/12/2005 10:12:06 PM	AMService	Phone Withdrawal	(\$5.00)	ITS0912		\$105.03
9/9/2005 11:51:46 AM	DEV2006	Payroll - IPP	\$38.12	5JV136		\$110.03
9/7/2005 5:22:47 PM	DEV3007	Sales	(\$24.00)	51		\$71.91
9/2/2005 4:31:32 PM	AMService	Phone Withdrawal	(\$7.00)	ITS0902		\$95.91
8/28/2005 10:51:43 AM	AMService	Phone Withdrawal	(\$7.00)	ITS0828		\$102.91
8/26/2005 11:12:45 AM	DEV0003	Gift	(\$20.00)		1157	\$109.91
8/25/2005 10:06:34 PM	AMService	Phone Withdrawal	(\$1.00)	ITS0825		\$129.91
8/21/2005 7:45:07 PM	AMService	Phone Withdrawal	(\$4.00)	ITS0821		\$130.91
8/21/2005 5:22:40 AM	AMSERVICE	Lockbox - CD	\$100.00	70139502		\$134.91
8/16/2005 4:40:30 PM	AMService	Phone Withdrawal	(\$3.00)	ITS0816		\$34.91
8/16/2005 12:45:52 PM	DEV0002	Legal Fees	(\$20.00)		1126	\$37.91
8/10/2005 4:57:35 PM	AMService	Phone Withdrawal	(\$1.00)	ITS0810		\$57.91
8/10/2005 1:32:08 PM	DEV2006	Payroll - IPP	\$55.68	5JV127		\$58.91
8/4/2005 9:24:49 PM	AMService	Phone Withdrawal	(\$7.00)	ITS0804		\$3.23
7/30/2005 8:31:47 PM	AMService	Phone Withdrawal	(\$5.00)	ITS0730		\$10.23
7/20/2005 2:37:31 PM	DEV0003	Court Fees	(\$30.00)		957	\$15.23
7/20/2005 2:37:29 PM	DEV0003	Court Fees	(\$20.00)		950	\$45.23
7/14/2005 9:51:25 PM	AMService	Phone Withdrawal	(\$5.00)	ITS0714		\$65.23
7/12/2005 5:29:23 PM	AMService	Phone Withdrawal	(\$6.00)	ITS0712		\$70.23
7/12/2005 9:28:21 AM	DEV2006	Payroll - IPP	\$76.04	5JV116		\$76.23
7/2/2005 4:53:57 PM	AMService	Phone Withdrawal	(\$4.00)	ITS0702		\$0.19
6/29/2005 4:51:35 PM	AMService	Phone Withdrawal	(\$1.00)	ITS0629		\$4.19
6/27/2005 9:49:29 PM	AMService	Phone Withdrawal	(\$5.00)	ITS0627		\$5.19
6/23/2005 12:24:09 PM	DEV0002	Legal Fees	(\$30.00)		884	\$10.19
6/20/2005 5:54:25 PM	AMService	Phone Withdrawal	(\$5.00)	ITS0620		\$40.19
6/17/2005 4:54:38 PM	AMService	Phone Withdrawal	(\$5.00)	ITS0617		\$45.19

MICHAEL MILLER  
30412-177  
FMC DEVENS  
P.O. BOX 879  
AYERS, MA 01432-0879

CENTRAL MA Q15

24 MAR 2006 1PM 4 L

CLERK OF COURT  
2006 MAR 27 AM 11:02  
FEDERAL DISTRICT OF TEXAS

Honorable United States Judge John McBryde  
U.S. District Court for the Northern District of Texas  
United States Courthouse  
501 W. Tenth Street, Room 310  
Fort Worth , Texas 76102

(LEGAL MAIL )

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[REDACTED]